B I L L

For the Increasing the Militia of *Ireland*; under certain Limitations and Restrictions.

Note.—*The Figures in the Margin denote the Number of the Folios in the written Copy.*

1 WHEREAS it is neceſſary that the moſt effectual Meaſures ſhould be taken for augmenting His Majeſty's Regular Forces, and it has therefore become expedient to permit a Proportion of the Militia, now ſerving in *Ireland*, to enliſt into His Majeſty's Regular Forces, under certain Proviſions and Reſtrictions: Preamble.

And whereas it is neceſſary that ſuch Increaſe of the Regular Forces ſhould not diminiſh the Militia, but that the ſaid Militia ſhould be forthwith increaſed in a limited Proportion;

May it therefore pleaſe Your MAJESTY,

That it may be Enacted; And be it Enacted by the KING's Moſt Excellent MAJESTY, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That within Months after the paſſing of this Act, there ſhall be raiſed and levied in the ſeveral Counties, Counties of Cities, and Counties of Towns reſpectively, a Number of Private Militia Men equal to of the Quota or 2 Eſtabliſhment ſpecified in an Act, made in the Parliament of Ireland in the Thirty-fifth Year of His preſent Majeſty's Reign, intituled, "An Act to "explain and amend an Act, paſſed in the Thirty-third Year of the Reign "of His preſent Majeſty, intituled, "An Act for amending, and reducing "into one Act of Parliament, the Laws relating to the Militia in Ireland." Number equal to the Quota under 35 Geo. III. c. 8 to be raiſed within Months.

And be it further Enacted, That the Eſtabliſhment of ſuch Regiments of Militia in Ireland, as have been or ſhall be augmented under the Proviſions of an Act, made in the Forty-fourth Year of His preſent Majeſty's Reign, intituled, "An Act for empowering His Majeſty to direct the "Augmentation of His Militia Forces in Ireland, to an Extent therein "mentioned," Eſtabliſhments of augmented Regiments ſhall remain as under 44 Geo. III. c. 33 and of the others as

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under 35 Geo III [I] c 8. all above ſhall be conſidered as Supernumeraries.

" mentioned," ſhall be conſidered as remaining at the Number or Eſtabliſhment allowed by that Act; and that the Eſtabliſhment of ſuch Regiments of the ſaid Militia as have not been, or ſhall not be augmented under the ſaid recited Act of the Forty-fourth Year, ſhall be conſidered as remaining at the Quota or Eſtabliſhment fixed by the ſaid recited Act of the Parliament of Ireland, made in the Thirty-fifth Year of His preſent Majeſty's Reign; and in caſe any Regiment ſhall, by the Addition of the Men required to be raiſed under this Act, be increaſed to a Number exceeding its Quota or Eſtabliſhment under the ſaid recited Acts reſpectively, all Men in ſuch Regiment exceeding the Number of ſuch Quota or Eſtabliſhment ſhall be conſidered as Supernumeraries.

Men ſhall be raiſed by Ballot, or Volunteering, as Lord Lieutenant ſhall direct.

And be it further Enacted, That the Men neceſſary to be raiſed for the Purpoſes of this Act ſhall be procured in the ſeveral Counties, Counties of Cities, and Counties of Towns in Ireland, either by Ballot in manner directed by this Act, and the ſeveral Acts in force in Ireland relating to the Militia, or by the enrolling and receiving Volunteers in manner directed by the ſaid recited Act of the Forty-fourth Year aforeſaid, as the Lord Lieutenant or other Chief Governor or Governors of Ireland for the Time being ſhall, by and with the Advice of His Majeſty's Privy Council in Ireland, direct and appoint by any Order or Proclamation to be iſſued for that Purpoſe; ſpecifying the ſeveral Counties, Counties of Cities, and Counties of Towns, in which ſuch Ballot ſhall be had, or for which ſuch Men ſhall be raiſed by the enrolling and receiving Volunteers reſpectively.

For the enrolling Volunteers, Lord Lieutenant ſhall give Directions to the Colonels, and the Treaſury, as under 44 Geo III. c. 33.

And be it further Enacted, That whenever Direction ſhall be given by the Lord Lieutenant or other Chief Governor or Governors of Ireland for the Time being, in Manner aforeſaid, that the Men required to be raiſed for the Purpoſes of this Act in any County, County of a City, or County of a Town in Ireland, ſhall be procured by the inrolling and receiving Volunteers, it ſhall and may be lawful for the ſaid Lord Lieutenant, or other Chief Governor or Governors of Ireland for the Time being, to iſſue his or their Orders to any Colonel or Commanding Officer to any Regiment or Battalion of Militia in Ireland, to enrol and receive into ſuch Regiment or Battalion, ſuch Volunteers as ſhall offer to ſerve in the ſaid Militia, not exceeding the Proportion aforeſaid; and it ſhall and may alſo be lawful for the Lord Lieutenant or other Chief Governor or Governors of Ireland for the Time being, to iſſue his or their Order or Orders to the Lords Commiſſioners of the Treaſury of Ireland, requiring them to advance any ſuch Sum or Sums of Money, as the ſaid Lord Lieutenant or other Chief Governor or Governors of Ireland may by ſuch Order or Orders direct; and to pay to the ſeveral Colonels or other Commanding Officers of the different Regiments or Battalions of Militia in Ireland, any Sum or Sums of Money, not exceeding the Sum of

for every private Man that may be from time to time ſo enrolled; and upon ſuch Orders being iſſued as aforeſaid, the ſeveral Colonels or Commanding Officers of ſuch Regiments or Battalions, ſhall proceed to enliſt and enrol Men accordingly, in ſuch Manner, and under ſuch Conditions, in all reſpects; and the Men ſo enrolled, ſhall take ſuch Oath, and ſhall be entitled to ſuch Benefits, and ſhall be ſubject to ſuch Regulations, and ſhall be and become Militia Men, to all Intents and Purpoſes, in like Manner as is directed and enacted with reſpect to Men enrolled, and received under the ſaid recited Act of the Forty-fourth Year aforeſaid, for empowering His Majeſty to direct the Augmentation of His Militia Forces in Ireland, to an extent therein limited; and all the Directions, Regulations, and Proviſions of the ſaid recited Act, ſhall be applied in the Execution

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Execution of this Act, as fully and effectually, to all Intents and Purposes, as if the same had been repeated and re-enacted in this Act.

6 And be it further Enacted, That the several Colonels and Commanding Officers shall keep, or cause to be kept, true and regular Entries of the Names, Addition, Places of Residence, Parish, and other Description of the Men whom they shall enrol under the Provisions of this Act, and the several Sums which they shall advance and pay to such Persons respectively; and shall transmit regular Copies of such Entries, certified by them respectively, as well as by the Adjutant and Paymaster or Clerk of the Regiment or Battalion respectively, to the Office of the Chief Secretary of the Lord Lieutenant or other Chief Governor or Governors of Ireland for the Time being.

Commanding Officer shall transmit to Chief Secretary Lists of Men enrolled.

And be it further Enacted, That the said Chief Secretary shall cause Copies of the said Returns of the Men so enrolled, and of the Sums advanced to such Men respectively, to be transmitted to the several and respective Treasurers of the several Counties, Counties of Cities, and Counties of Towns in Ireland, Days at least previous to the next ensuing General Assizes after such Expenditure, or if the Treasurer of the County and City of Dublin, within Days previous to each Presenting Term;
7 and the said several Treasurers shall, and they are hereby respectively required to lay the said Returns before the Judges of Assize on the Commission Day of the Assizes, or, in the County and City of Dublin, before the Court of King's Bench, on the first Day of each Term, and before the respective Grand Juries for such Counties, or Counties of Cities, shall be sworn; and the said Judges, or the said Court (as the Case may be) shall and they are hereby required to give the same in Charge to the said Grand Juries, in order that the Sums so expended may be presented and raised off the said Counties and Counties of Cities and Towns respectively; and it shall be lawful for the several Grand Juries to raise the same either by Presentment on the County, County of a City, or County of a Town at large, or by Presentments on separate Baronies or Parishes, as may appear to them in each particular Case to be just and equitable; and the said respective Grand Juries are hereby authorized and required to make the said Presentments accordingly, unless the Amount of the Sum, so to be raised, shall
8 appear to the said respective Grand Juries too large to be raised at one Assizes within the respective Counties, or Counties of Cities or Towns, in which Case it shall and may be lawful for the said several Grand Juries, by and with the Concurrence of the Judges at the said Assizes, or the said Court, to present any Part of such Sum, not less than One Moiety thereof, at such Assizes or Term; and the Residue shall in like Manner be given in Charge, and presented by the Grand Jury of such County, or County of a City or Town, or Grand Juries of such respective Counties, or Counties of Cities or Towns (as the Case may be) at the then next ensuing Assizes or Term; and in case the Grand Jury of any County, or County of a City or Town, shall, after the Judges or the Court shall have given the same in Charge to them, omit, neglect, or refuse to present the same, then and in every such Case it shall be lawful for the said Judges of Assize, or the Court, to order and direct the Treasurer of such County, or County of a City or Town, to include the whole of such Sum, and to return the same among the Presentments of the County, or County of a City or Town, so that the same shall be raised and levied forthwith; and it shall not be lawful to traverse any
9 such Presentment.

Chief Secretary shall cause Copies of Returns to be transmitted to County Treasurers, who shall lay same before Judges of Assize, &c. and Sums expended to be presented, and raised off Counties, &c.

And be it further Enacted, That the several Treasurers of the respective Counties and Counties of Cities and Towns, as aforesaid, shall collect and receive

Treasurer shall collect the Money, and pay it to the

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Collector of the Revenue, whose Receipt shall be an Acquittal for the Men raised.

receive the said Sums, and pay the same to the Collector of His Majesty's Revenue for such County, or County of a City or Town; or in case any County shall be divided into Two or more Districts, with Two or more Collectors, then to the Collector of that Part of such County in which the County Town is situate; and every such Collector shall, and he is hereby required, to give a Receipt for all such Sums of Money which shall be so paid to him as aforesaid; and such Receipt shall be lodged among the Records of such County, and shall be a Discharge and Acquittance to such County for all such Men as shall be so raised and enrolled as aforesaid.

of the Expence of Volunteers to supply Casualties in augmented Regiments, shall be paid by the Counties.

And be it further Enacted, That whenever any Vacancies shall occur by Death, Desertion, or lawful Discharge, in any Regiment of Militia which shall have been augmented under the Provisions of the said recited Act of the Forty-fourth Year, intituled, "An Act for empowering His Majesty "to direct the Augmentation of His Militia Forces in Ireland, to an Extent "therein limited," it shall and may be lawful for the several Colonels or Commanding Officers of such Regiments to procure and enrol Volunteers to fill up such Vacancies, in such Manner as is directed by the said last recited Act; and the several Grand Juries of the Counties, or Counties of Cities or Towns, at the respective ensuing Assizes or Presenting Term shall, on the Certificate of the Chief Secretary to the Lord Lieutenant or other Chief Governor or Governors of Ireland for the Time being, stating the Death, Desertion, or Discharge of such Man or Men, present such Sum of Money as shall be sufficient to reimburse and repay
Parts of the Money advanced under the Order of the Lord Lieutenant or other Chief Governor or Governors of Ireland for the Time being, for the procuring and enrolling such Volunteers to supply such Vacancies; or in Default of such Presentment, the Judge of Assize or the Court, shall order and direct the Treasurer of the County, or County of a City or Town, to include such Sum, and return the same among the Presentments thereof, so that the Sum shall be raised and levied forthwith; and every such Sum shall be levied, collected, and received by the Treasurers of the Counties, or Counties of Cities and Towns, and paid by them to the Collectors of His Majesty's Revenue, in like Manner as is hereinbefore directed with respect to the other Sums directed to be presented, levied, collected, and paid, under the Authority of this Act.

If Men are required to be raised by Ballot, they shall be raised as under existing Acts relating to the Irish Militia.

And be it further Enacted, That whenever Directions shall be given by the Lord Lieutenant or other Chief Governor or Governors of Ireland, by any Order or Proclamation in manner directed by this Act, that the Men required to be raised for the Purposes of this Act in any County, County of a City, or County of a Town, in Ireland, shall be procured by Ballot, the Numbers so directed to be raised shall be deemed and considered as Vacancies in the Militia of such County, County of a City, or County of a Town, and shall be ballotted for, raised, and procured in such Manner, and by such Ways and Means, as are directed with respect to the ballotting or procuring Men to supply Vacancies in the Militia, under or by virtue of any Act or Acts in force relating to the Militia of Ireland; and that all Powers, Provisions, Rules, Regulations, Penalties, Forfeitures, Clauses, Matters, and Things, contained in any Act or Acts in force relative to the Militia of Ireland, shall, as far as the same are applicable, and can be applied for the Purpose of carrying this Act into Execution, and so far as the same are not hereby altered, varied, or repealed, be applied for the Purposes of this Act, and in the Execution of the same, in as full and ample a Manner as if the said Powers, Provisions, Rules, Regulations, Penalties, Forfeitures, Clauses, Matters, and Things, were repeated and re-enacted in this Act.

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(Ireland.)

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